

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

WESTCOTT FRANCIS-CURLEY,
Defendant.

NO. CR23-126RSM

**ORDER CONTINUING TRIAL
AND AMENDING CASE
SCHEDULE**

THE COURT FINDS, for the reasons set forth in the parties' stipulated motion to continue trial, that the failure to grant a continuance would unreasonably deny the government continuity of counsel, and that a shorter continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

THE COURT FURTHER FINDS, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B), that the ends of justice served by continuing the trial in this case outweigh the interest of the public and of the defendant in a more speedy trial.

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IT IS THEREFORE ORDERED that the trial in this case shall be continued to January 27, 2025, and that the period of time from the date of this Order, up to and including the new trial date, shall be excludable time under 18 U.S.C. § 3161(h)(7)(A).

IT IS FURTHER ORDERED that the case scheduling order is amended as follows:

EVENT	DEADLINE
Defense disclosure of affirmative defenses	September 20, 2024
Government expert disclosure (case-in-chief)	October 4, 2024
Defense expert disclosure (case-in-chief)	October 25, 2024
Government rebuttal expert disclosure	November 15, 2024
Government notice of intent to admit evidence pursuant to Fed. R. Evid. 404(b)	November 15, 2024
Pretrial motions deadline	November 26, 2024
Responses to pretrial motions due	December 13, 2024
Replies due and noting date for pretrial motions	December 20, 2024
Government filing of witness list and exhibit lists (case-in-chief)	December 27, 2024
Defense filing of witness list and exhibit lists	January 3, 2025

1	Government proposed jury instructions, voir dire, verdict form, and trial brief	January 3, 2025
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3	Defense proposed alternative or supplemental jury instructions, voir dire, verdict form, and trial brief	January 10, 2025
4		
5	Parties to file motions in limine	January 10, 2025
6		
7	Parties to respond to motions in limine	January 17, 2025
8		
9	Government proposed supplemental jury instructions	January 17, 2025
10		
11	Pretrial Conference	To be scheduled
12		
13	Trial begins	January 27, 2025
14		
15		

16 DATED this 15th day of August, 2024.

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18 RICARDO S. MARTINEZ
19 UNITED STATES DISTRICT JUDGE

20 Presented by:

21 s/ David T. Martin

22 DAVID T. MARTIN

23 Assistant United States Attorney

24 s/ Gregory Geist

25 GREGORY GEIST

26 Counsel for Defendant